

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**
Harrisburg Division

IN RE:

DEMETRIUS D. DAVIS

Case No. 1:21-bk-01429-HWV
Chapter 13

U.S. Bank National Association, as Trustee for the
C-BASS Mortgage Loan Asset-Backed Certificates,
Series 2006-SL1,
Movant

vs.

DEMETRIUS D. DAVIS,
Debtor

**OBJECTION TO CONFIRMATION
OF DEBTOR'S AMENDED CHAPTER 13 PLAN**

U.S. Bank National Association, as Trustee for the C-BASS Mortgage Loan Asset-Backed Certificates, Series 2006-SL1 ("Movant"), by and through its undersigned counsel, files this *Objection to Confirmation of Debtor's Amended Chapter 13 Plan* (Doc 28), and states as follows:

1. The Debtor filed a voluntary petition pursuant to Chapter 13 of the Bankruptcy Code on June 25, 2021.

2. Movant holds a security interest in the Debtor's real property located at 422 Valley St, Marysville, PA 17053 (the "Property"), by virtue of a Mortgage which is recorded as instrument Number 200601858 in Official Records of Perry County, Pennsylvania. Said Mortgage secures a Note in the amount of \$27,000.00.

3. The Debtor filed an Amended Chapter 13 Plan (the "Plan") on April 12, 2022 (Doc 28).

4. Movant filed a Proof of Claim in this case on August 5, 2021 (Claim No. 8-3) which lists a total debt of \$37,796.85.

5. Movant objects Debtor's Amended Plan as it fails to provide for the total debt owed to Movant.

6. Movant further objects to Debtor's Amended Plan as it fails to include interest after maturity of the loan until the end of the Plan.

7. Therefore, the amended plan is not in compliance with the requirements of 11 U.S.C. §§1322(b)(3) and 1325(a)(5) and cannot be confirmed. Movant objects to any plan which proposes to pay it anything less than \$37,796.85 and interest over the life of the Plan.

WHEREFORE, Movant respectfully requests the entry of an Order which denies confirmation of the Amended Plan unless such plan is amended to overcome the objections of Movant as stated herein, and for such other and further relief as the Court may deem just and proper.

/s/Mario Hanyon

Andrew Spivack, PA Bar No. 84439

Matt Fissel, PA Bar No. 314567

Mario Hanyon, PA Bar No. 203993

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and exact copy of the foregoing Objection To Confirmation Of Debtor's Chapter 13 Plan has been electronically served or mailed, postage prepaid on this day to the following:

Demetrius D. Davis

422 Valley St
Marysville, PA 17053-1164

Stephen Wade Parker, Debtor's Attorney
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Jack N Zaharopoulos, Bankruptcy Trustee
8125 Adams Drive, Suite A
Hummelstown, PA 17036

Asst. U.S. Trustee, US Trustee
228 Walnut Street, Suite 1190
Harrisburg, PA 17101

April 19, 2022

/s/Mario Hanyon

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